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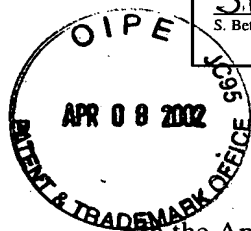
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Case 799

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The Assistant Commissioner for Patents; Washington, DC 20231 on March 27, 2002.

S. Beth Slovacek
S. Beth Slovacek



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

deLong et al

Serial No.: 09/774,558

Filed: January 31, 2001

Confirmation No.: 3530

Group Art Unit: 1616

Examiner: Barbara P. Radio

For: COMPOSITIONS AND METHODS FOR TREATING HAIR LOSS USING
C₁₆ - C₂₀ AROMATIC TETRAHYDRO PROSTAGLANDINS

RESPONSE TO OFFICE ACTION - RESTRICTION REQUIREMENT

The Assistant Commissioner For Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated November 29, 2001, in which restriction was required to one of four groups:

- Group I - Claims 1-21, drawn to a topical composition, Class 424/400+;
- Group II - Claims 22-43, drawn to a method of treating hair loss, Class 424/70.1+;
- Group III - Claim 43, drawn to a mascara composition, Class 424/70.7+;
- Group IV - Claim 44, drawn to a method of darkening hair, Class 424/70.6+;
- Group V - Claim 44, drawn to a method of thickening hair, Class 424/70.1+;

Applicants elect Group I without traverse.

In response to the Examiner's requirement for an election of species, Applicants elect the species disclosed as Example I on pages 36-37 of the specification, which corresponds to the formula in Claim 1 wherein:

R¹ = CO₂R⁵, wherein R⁵ = a monovalent hydrocarbon, CH(CH₃)₂;

R² = H

X = OR⁸, wherein R⁸ = H

R³ = H

R⁴ = H

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Y = a sulfur-containing moiety (S) and
Z = an aromatic group (phenyl).

A petition for an extension of time to extend the period for response for three (3) months), through March 29, 2002, is included in the attached transmittal letter.

Respectfully submitted,

By

Leonard W. Lewis
Attorney for Applicant
Registration No. 30,769
(513) 634-5649
Customer Number 27752

March 27, 2002

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

FEE TRANSMITTAL for FY 2002 Patent fees are subject to annual revision. <div style="border: 1px solid black; border-radius: 50%; width: 100px; height: 100px; margin: 10px auto; display: flex; align-items: center; justify-content: center;"> <div style="text-align: center;"> O I P E APR 08 2002 PATENT & TRADEMARK OFFICE </div> </div>	Complete if Known	
	Application Number	09/774,558-555
	Confirmation Number	3530
	Filing Date	January 31, 2001
	First Named Inventor	deLong, et al.
	Examiner Name	Barbara P. Badio
	Group/Art Unit	1616
TOTAL AMOUNT OF PAYMENT (\$920.00)		Attorney Docket No. 7996

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METHOD OF PAYMENT (check one) 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number 16-2480 Deposit Account Name The Procter & Gamble Company <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17	FEE CALCULATION (continued) 3. ADDITIONAL FEES <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Code (\$)</th> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>105 130</td><td>Surcharge-late filing fee or oath</td><td style="text-align: right;">0</td></tr> <tr><td>127 50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td style="text-align: right;">0</td></tr> <tr><td>139 130</td><td>Non-English specification</td><td style="text-align: right;">0</td></tr> <tr><td>147 2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td style="text-align: right;">0</td></tr> <tr><td>112 920*</td><td>Requesting publication of SIR prior to Examiner's action</td><td style="text-align: right;">0</td></tr> <tr><td>113 1,840*</td><td>Requesting publication of SIR after Examiner's action</td><td style="text-align: right;">0</td></tr> <tr><td>115 110</td><td>Extension for reply within 1st month</td><td style="text-align: right;">0</td></tr> <tr><td>116 400</td><td>Extension for reply within 2nd month</td><td style="text-align: right;">0</td></tr> <tr><td>117 920</td><td>Extension for reply within 3rd month</td><td style="text-align: right;">[X]</td></tr> <tr><td>118 1,440</td><td>Extension for reply within 4th month</td><td style="text-align: right;">0</td></tr> <tr><td>128 1,960</td><td>Extension for reply within 5th month</td><td style="text-align: right;">0</td></tr> <tr><td>119 320</td><td>Notice of Appeal</td><td style="text-align: right;">0</td></tr> <tr><td>120 320</td><td>Filing a brief in support of an appeal</td><td style="text-align: right;">0</td></tr> <tr><td>121 280</td><td>Request for oral hearing</td><td style="text-align: right;">0</td></tr> <tr><td>138 1,510</td><td>Petition to institute a public use proceeding</td><td style="text-align: right;">0</td></tr> <tr><td>140 110</td><td>Petition to revive - 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SUBMITTED BY				Complete (if applicable)	
Name (Print/Type)	Leonard W. Lewis	Registration No.	30,769	Telephone	(513) 634-5649
Signature				Date	March 27, 2002

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S. Beth Slovacek
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IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 7996

THE ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): deLong, et al. Confirmation No. 3530

Serial No.: 09/774,558 Group Art Unit: 1616

Date Filed: January 31, 2001 Examiner: Barbara P. Badio

Title: COMPOSITIONS AND METHODS FOR TREATING HAIR LOSS USING C₁₆ - C₂₀
AROMATIC TETRAHYDRO PROSTAGLANDINS

1. ☒ No additional fee is known to be required.
2. ☒ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated November 29, 2001 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$920.00 for a three-month extension of time.
3. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
4. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Leonard W. Lewis
Attorney or Agent for Applicant(s)
Registration No. 30,769
Tel. No. (513) 634-5649

Date: March 27, 2002

Customer No. 27752